IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

OP.No. 34558 of 2001(L)

PETITIONER:

1.ABDUL LATHEEF, S/O.YOUNUS KUNJU,
SALAMIAH HOUSE, MANAKARA, SASTHAMCOTTAH,
KUNNATHOOR, KOLLAM DIST.(DIED)

LEGAL HEIRS OF FIRST PETITIONER IMPLEADED :
2.NAHUMA BEEVI, SALAMIAAH HOUSE,
SASTHAMCOTTAH P.O., KOLLAM.

3.FATHIMA KUNJU, THAMARABHAGATH KIZHAKKETHIL,
PORUVAZHY P.O., KOLLAM.

4.JUMAILA BEEGUM A., PEACE COTTAGE, MYNAGAPPALLI P.O.,
KOLLAM.

5.RASHEEDA BEEGUM A., BUTTEFLY'S COTTAGE, SASTHAMCOTTAH,
KOLLAM.

6.SHAKEELA BEEGUM A., THAMARABHAGATH KIZHAKKETHIL,
PORUVAZHY P.O., KOLLAM.

7.SHAJAHAN A., SALAMIAAH HOUSE, SASTHAMCOTTAH P.O.
KOLLAM. (IMPLEADED AS PER ORDER IN I.A.15980/06 DT.22.11.06)

BY ADV. SRI.B.MOHANLAL

RESPONDENTS:

1.THE DIST.COLLECTOR, COLLECTORATE, KOLLAM.

2.THE TAHSILDAR, TALUK OFFICE, KUNNATHUR,
SASTHAMCOTTAH, KOLLAM DIST.

BY GOVERNMENT PLEADER SRI.K.V.MANOJKUMAR.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ORDER ON C.M.P.NO. 2372/02 IN O.P.NO.34558/01

DISMISSED

20.6.2007. SD/- KURIAN JOSEPH, JUDGE.

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF TAX RECEIPT ISSUED BY THE VILLAGE OFFICER, SASTHAMCOTTAH FOR THE PERIOD 1970 TO 1977 DT. 25.8.1977 TO THE PETITIONER.

EXT.P2 : TRUE COPY OF THE NOTICE NO.B1 1072191(2) L.C.NO.42/91 DT. 10.6.1992 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

EXT.P3 : TRUE COPY OF THE OBJECTION FILED BEFORE THE FIRST RESPONDENT DIST.COLLECTOR, KOLLAM DT. 7.10.2001.

EXT.P4 : TRUE COPY OF THE TAX RECEIPT FOR THE PERIOD 1995 TO 97 DT. 23.5.1997 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

EXT.P5 : TRUE COPY OF THE NOTICE NO.B4/5916/95 DT. 6.11.2001 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

TGS

KURIAN JOSEPH J.

O.P. NO.34558 OF 2001

Dated 20th June, 2007.

J U D G M E N T

In the matter of assignment of Government land, it is submitted that Ext.P3 representation filed by the petitioner is pending before the first respondent. There will be a direction to the first respondent to look into Ext.P4 with notice to the additional petitioners and pass appropriate orders thereon in accordance with law, within four months from the date of receipt of a copy of the judgment. It will be open to the additional petitioners to take all available contentions before the first respondent. The interim order passed by this Court in C.M.P.No.56458/01 will continue till such time.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

tgs

KURIAN JOSEPH, J.

O.P. NO.34558 OF 2001 (L)

J U D G M E N T

Dated 20th June, 2007.